

PART 920—MARYLAND

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AUTHORITY: 30 U.S.C. 1201 *et seq.***§ 920.1 Scope.**

This part contains all rules applicable only within Maryland that have been adopted under the Surface Mining Control and Reclamation Act of 1977.

[45 FR 79449, Dec. 1, 1980]

§ 920.10 State program approval.

The Maryland State program submitted on March 3, 1980, as amended and clarified on June 16, 1980, and as further amended on April 9, 1980, June 3, 1981, and October 23, 1981, is approved effective February 18, 1982. Copies of the approved program, as amended are available for review at:

(a) Maryland Department of Natural Resources, Water Resources Administration, Bureau of Mines, 160 South Water Street, Frostburg, Maryland 21532.

(b) Office of Surface Mining Reclamation and Enforcement, Harrisburg

Field Office, Harrisburg Transportation Center, Third Floor, Suite 3C, Fourth and Market Streets, Harrisburg, Pennsylvania 17101.

[50 FR 47385, Nov. 18, 1985, as amended at 59 FR 17929, Apr. 15, 1994]

§ 920.12 State program provisions disapproved.

The following provision of the Maryland permanent regulatory program submission is hereby disapproved: COMAR 08.13.09.41D, which proposes that in lieu of a civil penalty assessment, the regulatory authority may order a suspension of strip mining operations for an appropriate period of time such that the economic impact on the operator is equivalent to the amount of the civil penalty which would have been assessed for the violation.

[45 FR 79449, Dec. 1, 1980]

§ 920.15 Approval of Maryland regulatory program amendments.

The following is a list of the dates amendments were submitted to OSM, the dates when the Director's decision approving all, or portions of these amendments, were published in the FEDERAL REGISTER and the State citations or a brief description of each amendment. The amendments in this table are listed in order of the date of final publication in the FEDERAL REGISTER.

Original amendment submission date	Date of final publication	Citation/description
October 28, 1982	February 8, 1984	COMAR 08.13.09.01B(24), .02K(2)(d), .05A(5), (12), (13), .07B(3), H(1), (3), .25A(4).
May 28, 1984, October 5, 1984.	January 22, 1985 ...	Blaster certification program; COMAR 08.13.09.02, .25; and other items.
January 30, 1985	September 10, 1985	COMAR 08.13.09.02, .25.
January 13, 1984, June 8, 1984, August 7, 1984, October 10, 1984, November 9, 1984.	November 18, 1985	COMAR 08.13.09, 08.13.09.07, .15B(2)(c), C(3), F(3), H(2), (5), I(1)(b), (c), (2)(a), J(4), (5), (6)(a), .40B, F(4) through (7); M.C.A. §§ 7-504(a), (c), 7-505.1(e), 7-506(c)(3), (h), 7-507(c)(2), 7-511(a), (b), 7-514.6.
January 14, 1986, May 15, 1986.	December 12, 1986	COMAR 08.13.09.07A, B, C, G(2), (5)(a), (k); M.C.A. §§ 7-504(D), 7-505(g), 7-506(c), 7-507(c)(1), 7-514(C).
March 18, 1986, April 23, 1986.	January 30, 1987 ...	COMAR 08.13.09.01B(14), .03, G, H, .28, E.
July 8, 1987, June 10, 1988.	June 5, 1990	M.C.A. §§ 7-505(a), (b)(2)(iii), (c)(1), (2), (d)(1), I, II, III, (2); 7-506; § 2; 7-511(A), (B); 7-513; 7-514(a); 7-517(D).
March 30, 1989	January 11, 1991 ...	COMAR 08.13.09.01, .02, .13, .17, .28, .31 through .34, .42, .43.
June 15, 1989	March 21, 1991	M.C.A. §§ 7-5A-05(c), (d); 7-5A-05.1; 7-5A-13(c), (d); 7-5A-13.2; 7-203(H); 7-205(B), (C); 7-501(n); 7-505(c), (d), (k); 7-507(a), (b), (c)(3); 7-509(A); 7-510(b); 7-514(d).

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Original amendment submission date	Date of final publication	Citation/description
September 28, 1990, November 21, 1990.	April 26, 1991	COMAR 08.13.09.06, B, .43K(7), N(7).
March 27, 1989	May 22, 1991	COMAR 08.13.09.01, .02, .04, .05, .08, .10, .11, .26, .40.
March 23, 1990	June 21, 1991	COMAR 08.13.09.02, .05, .10, .11.
October 31, 1989	August 9, 1991	COMAR 08.13.09.01B, .02K, O, .23D, E, I, J, .24A, C, D, F, H, I, .35A, C through G, .41, B through G.
December 6, 1990	December 2, 1991 ..	COMAR 08.13.09.01B(59), .02H, i, i(1), (3), (4), (5), (11), .04L(2) through (6), M(1), (3), .05D(9), E, F, .40G(10).
June 10, 1988, June 14, 1989, June 15, 1989.	December 5, 1991 ..	COMAR 08.13.09.15A through F, H, I, (2)(b), (4), (a), (b), J, L, M; M.C.A. §§ 7–507.1, 7–514, .1, .2, 7–519, 7–5A–05.2, 7–5A–09(c), 7–5A–10(d).
May 7, 1991, May 16, 1991.	January 10, 1992 ...	COMAR 08.13.09.43A, B(1), (e), (3) through (6), K(7), (8), N(7).
January 23, 1992	September 24, 1992	COMAR 08.13.09.03D(7), .11G(7), .33C(1).
June 11, 1992	November 16, 1992	M.C.A. §§ 7–101(k), 7–501(o), 7–5A–01(h).
July 14, 1992	December 17, 1992	M.C.A. §§ 7–205(b)(2), (c); 7–206; 7–505(a), (c), (d), (5), (f), (j).
June 23, 1992	December 30, 1992	M.C.A. § 7–508(b)(2).
October 21, 1992	May 17, 1993	COMAR 08.13.09.24B.
February 23, 1993	June 17, 1993	COMAR 08.13.02.01(B), (E), (M), .02A, C(2), .03E, J, M, .04B, C, .06, .07A, B, .08, .09, .10, A, B.
February 7, 1992	June 22, 1993	COMAR 08.13.09.23E, .24H, I, .41C.
February 5, 1993	July 6, 1993	COMAR 08.13.09.04B(3)(c), (4), C(2)(e), G(4), (5), (6), H(1), (2)(b), I, (1), J(1), (a), (2) through (5), (7), L, .27A, B, (8), (13), (14), (15), D; 08.20.04.02C, D, .03B(5), .07D, E, F, .08A, B(2), .09, .10A, .11, A, (1), B, D through G, .13; 08.20.23.01A, B, (8), (13), (14) (15), D.
February 25, 1994	June 30, 1994	COMAR 08.13.02.01 through .05, .07, .11 through .15; 08.20.02.18; 08.20.13.01, .03(C), (D), .04(D), .10(D), .11, .12; 08.20.14.13(A), (C), (E).
May 16, 1994, May 31, 1994.	November 14, 1994	M.C.A. §§ 7–501(o), (v); 7–504 (b) through (d); 7–517.1; COMAR 08.13.09.24H(1)(q), (3)(c).
June 16, 1995	November 9, 1995 ..	M.C.A. §§ 7–505, Code 7–515; COMAR 08.20.16.02A, .03A, .08A, B.
October 26, 1995	March 25, 1996	M.C.A. §§ 7–501(m), (w); 7–505(1)(2); 7–511(b)(2)(I), (II), (III); COMAR 08.20.14.14.
August 5, 1996	March 26, 1997	M.C.A. §§ 15–514(a)(4), 15–514.1.
January 7, 1997	March 23, 1998	COMAR 26.20.26.05 A (1) through (5), B (1) through (4), C (1) through (5), D (1) through (3), E, 26.20.14.06 B(3), B(4), B(8), 26.20.14.09 B(2) (b), (c), (d), and (e).
October 9, 1997	April 20, 1998	COMMAR 26.20.01.02B(49), 26.20.14.05 B, C & D, 26.20.14.08.D(2) through (4), 26.20.29.07.B(8), B(9) and (C), deletion of 08.20.14.14.
March 6, 1997	May 13, 1998	COMAR 26.20.14.01B, 26.20.14.03, 26.20.14.04, Actuarial Study.
August 25, 1998	April 13, 1999	COMAR 26.20.34.06G, 26.20.34.09G, deletion of 26.20.06.02.
August 22, 1997	July 8, 1999	Chapter 223, 1997 Laws of Maryland, Section 15–204(a)(4).
May 27, 1999	November 22, 1999	COMAR 26.20.01.02B(82), 26.20.02.13 BB(1) through BB(8)&CC, 26.20.19.01A through G, 26.20.19.02 A, B&C, 26.20.19.03 A&D, 26.20.19.04 A(1) through (4)&C, 26.20.19.06D, 26.20.19.07(1) through (6).
July 10, 2000	November 8, 2000 ..	COMAR 26.20.12.02 B(1)(a) revision to the definition of “government-financed contruction.” COMAR 26.20.12.04, Addition of subsection 04, “Government Funded Reclamation Projects.”
April 11, 2000	June 18, 2001	COMAR 26.20.01.02B(72–1), 26.20.02.01C and D, 26.20.02.13M, 26.20.03.05(5), 26.20.14.09A(5), 26.20.31.02H, I, J, & K.
May 7, 2001	October 5, 2001	Section 15–204 (4)(5) of the Annotated Code of the Public General Laws of Maryland, Environment.
October 22, 2002	April 29, 2003	COMAR 26.20.01.02 (51–1), (81–1); 26.20.02.15B,C,D; 26.20.02.16E; 26.20.13.05A,B,C,D; 26.20.13.07A,B,C,D,E; 26.20.13.09D; 26.20.14.13D.
November 25, 2002 ..	July 17, 2003	COMAR 26.20.02.13 U, V(1) and (3), AA(1); 26.20.21.01–1; 26.20.21.08 A(1) through (3), B(1) and (2), C, D(2), E(3); 26.20.21.09D(1).
September 16, 2003	March 11, 2004	COMAR 26.20.03.07.A, B; 26.20.03.11; 26.20.05.01, A, B, C, and L; and 26.20.25.02.D.
January 7, 2004	June 17, 2004	M.C.A. Section 15–505(d)(6), (d)(7)(i)1., (d)(7)(i)2., (d)(7)(i)2.A., (d)(7)(i)2.B., and (d)(7)(iii).
May 4, 2004	September 14, 2004	COMAR 26.20.10.01B(7)(a) and (b), 01–1, 02, 02C, 03A, B, C, D(2) and H, 04, 05, 06, and 07.

[62 FR 9944, Mar. 5, 1997, as amended at 62 FR 14308, Mar. 26, 1997; 62 FR 32687, June 17, 1997; 63 FR 13784, Mar. 23, 1998; 63 FR 19406, Apr. 20, 1998; 63 FR 26453, May 13, 1998; 64 FR 17980, Apr. 13, 1999; 64 FR 36785, July 8, 1999; 64 FR 63688, Nov. 22, 1999; 65 FR 66931, Nov. 8, 2000; 65 FR 78416, Dec. 15, 2000; 66 FR 32746, June 18, 2001; 66 FR 50829, Oct. 5, 2001; 68 FR 22604, Apr. 29, 2003; 68 FR 42281, July 17, 2003; 69 FR 11515, Mar. 11, 2004; 69 FR 33850, June 17, 2004; 69 FR 55355, Sept. 14, 2004]

§ 920.16

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§ 920.16 Required program amendments.

Pursuant to 30 CFR 732.17, Maryland is required to submit for OSMRE's approval the following proposed program amendments by the dates specified.

(a)–(o) [Reserved]

[51 FR 44790, Dec. 12, 1986, as amended at 56 FR 19282, Apr. 26, 1991; 56 FR 37851, Aug. 9, 1991; 56 FR 63659, Dec. 5, 1991; 57 FR 62222, Dec. 30, 1992; 58 FR 33912, June 22, 1993; 63 FR 13784, Mar. 23, 1998; 63 FR 26454, May 13, 1998; 64 FR 17980, Apr. 13, 1999; 64 FR 36786, July 8, 1999; 66 FR 50829, Oct. 5, 2001]

§ 920.20 Approval of Maryland abandoned mine plan.

The Maryland Abandoned Mine Plan, as submitted on March 8, 1982, is approved. Copies of the approved program are available at the following locations:

(a) Office of Surface Mining Reclamation and Enforcement, Harrisburg Field Office, Harrisburg Transportation

Center, Third Floor, Suite 3C, Fourth and Market Streets, Harrisburg, Pennsylvania 17101.

(b) Maryland Department of Natural Resources, Water Resources Administration, Bureau of Mines, 160 South Water Street, Frostburg, Maryland 21532.

[59 FR 17929, Apr. 15, 1994]

§ 920.25 Approval of Maryland abandoned mine land reclamation plan amendments.

The following is a list of the dates amendments were submitted to OSM, the dates when the Director's decision approving all, or portions of these amendments, were published in the FEDERAL REGISTER and the State citations or a brief description of each amendment. The amendments in this table are listed in order of the date of final publication in the FEDERAL REGISTER.

Original amendment submission date	Date of final publication	Citation/description
September 4, 1992 ...	March 22, 1993	Chapters 1, 5, 11 of Plan—Expenditure of Funds.
August 19, 1993	December 9, 1994 ..	Chapter 1 of Plan—Project Ranking & Selection.

[62 FR 9945, Mar. 5, 1997]

PART 921—MASSACHUSETTS

Sec.

921.700 Massachusetts Federal program.

921.701 General.

921.702 Exemption for coal extraction incidental to the extraction of other minerals.

921.707 Exemption for coal extraction incidental to Government-financed highway or other construction.

921.761 Areas designated unsuitable for surface coal mining by Act of Congress.

921.762 Criteria for designating areas as unsuitable for surface coal mining operations.

921.764 Process for designating areas unsuitable for surface coal mining operations.

921.772 Requirements for coal exploration.

921.773 Requirements for permits and permit processing.

921.774 Revision; renewal; and transfer, assignment, or sale of permit rights.

921.775 Administrative and judicial review of decisions.

921.777 General content requirements for permit applications.

921.778 Permit applications—minimum requirements for legal, financial, compliance, and related information.

921.779 Surface mining permit applications—minimum requirements for information on environmental resources.

921.780 Surface mining permit applications—minimum requirements for reclamation and operation plan.

921.783 Underground mining permit applications—minimum requirements for information on environmental resources.

921.784 Underground mining permit applications—minimum requirements for reclamation and operation plan.

921.785 Requirements for permits for special categories of mining.

921.795 Small operator assistance.

921.800 General requirements for bonding of surface coal mining and reclamation operations.

921.815 Performance standards—coal exploration.

921.816 Performance standards—surface mining activities.

921.817 Performance standards—underground mining activities.

921.819 Special performance standards—auger mining.